

SOLOMON E. GRESEN [SBN: 164783]  
STEVEN M. CISCHKE [SBN: 125612]  
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Attorneys for Plaintiff, Steve Karagiosian

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

OMAR RODRIGUEZ; CINDY GUILLEN-  
GOMEZ; STEVE KARAGIOSIAN;  
ELFEGO RODRIGUEZ; AND JAMAL  
CHILDS,

Plaintiffs,

-vs-

BURBANK POLICE DEPARTMENT; CITY  
OF BURBANK; AND DOES 1 THROUGH  
100, INCLUSIVE.

Defendants.

CASE NO.: BC 414 602

Assigned to: Hon. Joanne B. O'Donnell, Judge  
Dept. 37

Complaint Filed: May 28, 2009

PLAINTIFF STEVE KARAGIOSIAN'S  
OPPOSITION TO DEFENDANT'S MOTION  
*IN LIMINE* NO. 12 TO EXCLUDE  
TESTIMONY OF R. WILLIAM MATHIS;  
DECLARATION OF SOLOMON E. GRESEN

Trial Date: March 19, 2012

BURBANK POLICE DEPARTMENT; CITY  
OF BURBANK,

Cross-Complainants,

-vs-

OMAR RODRIGUEZ, and Individual,

Cross- Defendant.

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Therefore, Plaintiff respectfully requests that the Court deny Defendant's Motion *in Limine*

No. 12.

LAW OFFICES OF RHEUBAN & GRESEN

By: Steven M. Cischke  
Steven M. Cischke  
Attorneys for Plaintiff, Steve Karagiosian

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## **EXHIBIT A**

## Solomon Gresen

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**From:** Solomon Gresen  
**Sent:** Friday, February 24, 2012 5:18 PM  
**To:** 'Michaels, Larry'; Philip L. Reznik (preznik@brgslaw.com)  
**Cc:** Corey Hayden; Steven Rheuban  
**Subject:** Mathis Testing and Report  
**Attachments:** Email from Dr. Mathis.pdf; MMPI-2.pdf; Protective Order.pdf

Mr. Michaels and Mr. Resnick,

Dr. Mathis has returned from his vacation, and has provided me with his raw test data and report. Copies are attached.

Also, please find a copy of the protective order executed by Dr. Mathis.

Solomon E. Gresen, Esq.  
LAW OFFICES OF RHEUBAN & GRESEN  
15910 Ventura Boulevard, Suite 1610  
Encino, California 91436  
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fax: 818.815.2737  
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[www.rglawyers.com](http://www.rglawyers.com)

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**Dr. Bill Mathis**

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To: Solomon Gresen (seg@rglawyers.com)  
Subject: Summary MMPI Results - Steve Karagosian

February 24, 2012

TO: Solomon Gresen, Attorney  
FROM: William Mathis, PhD  
RE: Summary MMPI Results/Steve Karagosian

The MMPI report is consistent with this examiner's expectations, that little will be different from earlier evaluation and using the examination by Mr. Reznik on 6/7/2012. Mr. Karagosian doesn't admit to many issues that currently impinge on his life and remains excessively protective and reluctant to admit any psychological distress. His reluctance appears to under estimate his problems as stated in most of his clinical interview.

His clinical profile is within normal limits but his denial of pressures and stresses may indicate the extent to which his is protective or dismissive of how outside pressures of work affect him psychologically. He is concerned about his health. It is not likely retesting will demonstrate change in the profile.

**Dr. Mathis**

Dr. Bill Mathis

3435 Valle Verde Dr., Napa, CA 94558  
707-252-2151 office; 707-252-1349 fax  
[www.MathisGroup.net](http://www.MathisGroup.net)

*"When it is obvious that the goals cannot be reached, don't adjust the goals, adjust the action steps." ~ Confucius quote ~*

# MMPI<sup>®</sup>-2

Minnesota Multiphasic  
Personality Inventory<sup>®</sup>2

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## Personal Injury Interpretive Report

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MMPI<sup>®</sup>-2

The Minnesota Report<sup>™</sup>: Reports for Forensic Settings

*James N. Butcher, PhD*

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ID Number:	STEVEK
Age:	37
Gender:	Male
Marital Status:	Married
Years of Education:	15
Date Assessed:	06/30/2011

**PEARSON**

 **PsychCorp**

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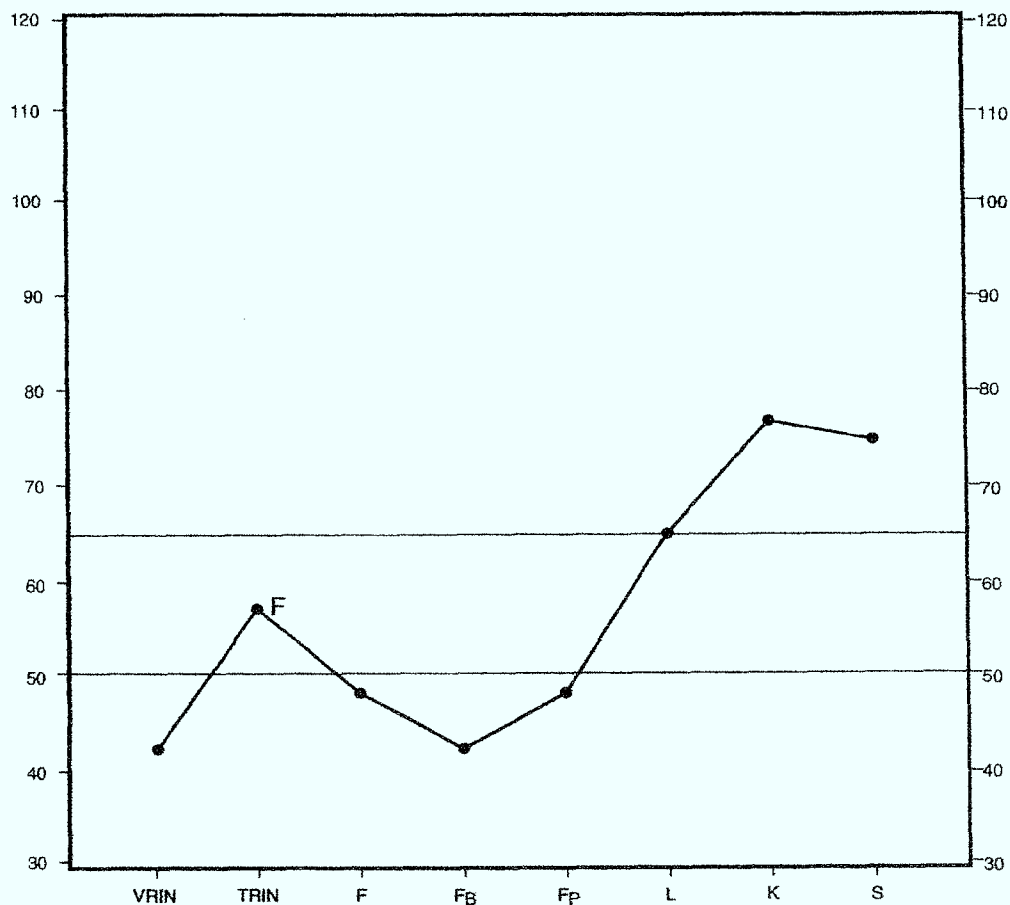
Minnesota Multiphasic Personality Inventory and MMPI are registered trademarks and The Minnesota Report is a trademark of the University of Minnesota. Pearson, the PSI logo, and PsychCorp are trademarks in the U.S. and/or other countries of Pearson Education, Inc., or its affiliate(s).

### TRADE SECRET INFORMATION

Not for release under HIPAA or other data disclosure laws that exempt trade secrets from disclosure.

[3.8/1/2.6.3]

### MMPI-2 VALIDITY PATTERN



Raw Score:	3	8	4	0	1	7	28	47
T Score (plotted):	42	57F	48	42	48	65	77	75
Non-Gendered T Score:	42	57F	50	42	49	66	77	76
Response %:	100	100	100	100	100	100	100	100

Cannot Say (Raw): 0  
Percent True: 29  
Percent False: 71

	Raw Score	T Score	Resp. %
S <sub>1</sub> - Beliefs in Human Goodness	14	67	100
S <sub>2</sub> - Serenity	12	72	100
S <sub>3</sub> - Contentment with Life	7	65	100
S <sub>4</sub> - Patience/Denial of Irritability	8	68	100
S <sub>5</sub> - Denial of Moral Flaws	5	65	100



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## **PROFILE VALIDITY**

This is a highly defensive profile of questionable clinical validity. The client was extremely reluctant to disclose personal information and tended to minimize personal faults. It is likely that his uncooperativeness and rigid defensiveness resulted in an underestimate of his problems.

The client appears to be quite unwilling or unable to view himself psychologically and has little insight into his behavior. Individuals with this level of defensiveness do not view themselves as being in need of behavior change. They typically do not seek psychological treatment on their own and are reluctant to get very involved if they are pushed into therapy. The following narrative report should be considered an understatement of the individual's current level of personality functioning and problems, although it may suggest problem areas that should be further evaluated.

## **SYMPTOMATIC PATTERNS**

This MMPI-2 clinical profile is within normal limits. The client did not report psychological conflicts or situational stresses that are producing great difficulty for him at this time. He views himself as dealing effectively with his life situation, and he seems to be obtaining sufficient satisfaction out of life at this point.

He may be somewhat concerned about his health, or he may be experiencing some physical problems or focal symptoms at this time. He may complain a great deal and seem dissatisfied with life.

In addition, the following description is suggested by the content of the client's item responses. He reports that his work situation is generally satisfactory. No significant negative work attitudes requiring treatment attention were noted in his item content.

## **INTERPERSONAL RELATIONS**

Quite outgoing and sociable, he has a strong need to be around others. He is gregarious and enjoys attention. Personality characteristics related to social introversion-extraversion tend to be stable over time. The client is typically outgoing, and his sociable behavior is not likely to change if he is retested at a later time.

## **MENTAL HEALTH CONSIDERATIONS**

This profile is within normal limits, and no clinical diagnosis is provided.

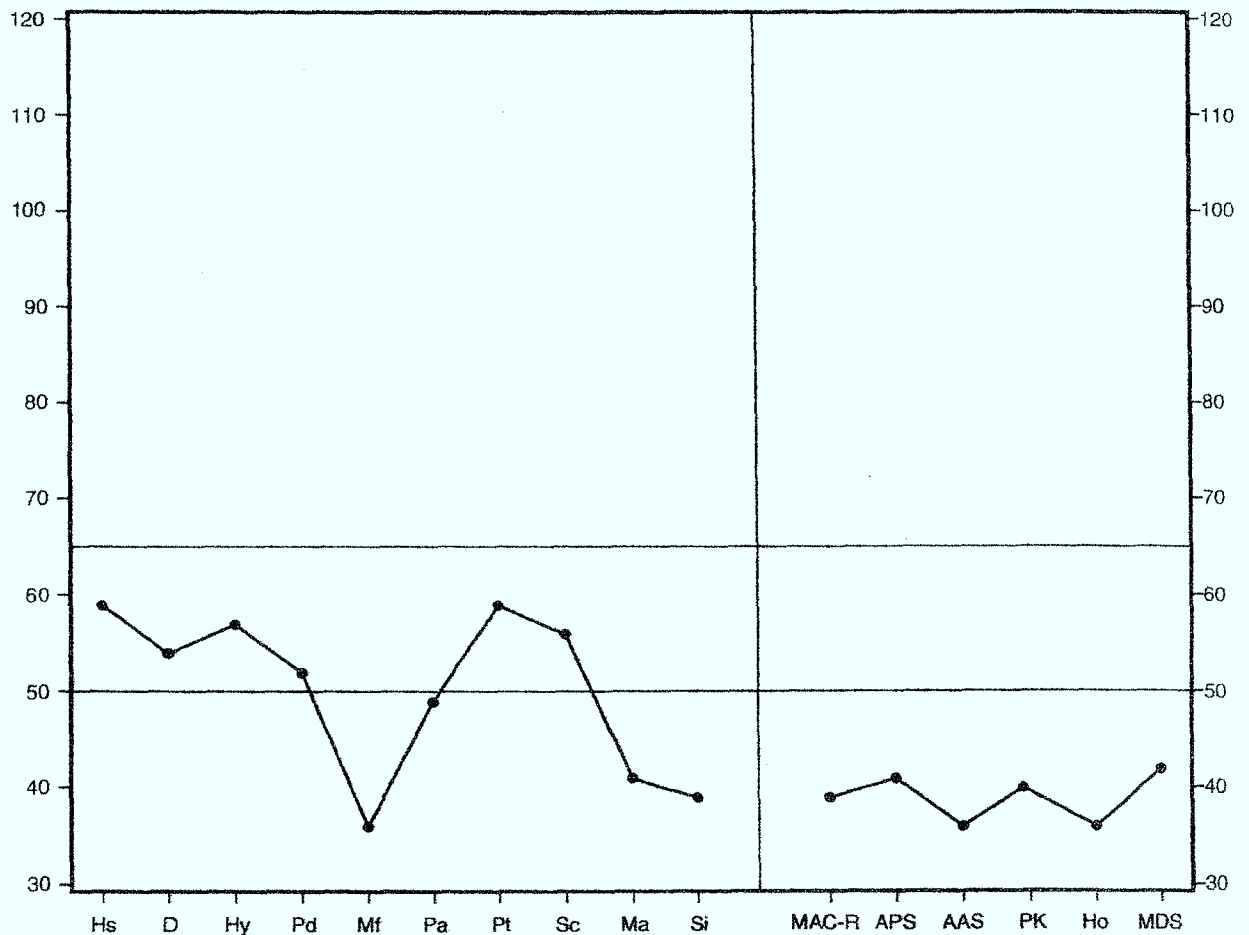
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## **PERSONAL INJURY CONSIDERATIONS**

His performance on the MMPI-2 validity indicators calls for caution in interpreting his profile. Like some people who are involved in personal injury litigation, he presented himself in a very glowing manner, seemingly to avoid disclosing any personality faults or personal problems he might be experiencing. Any disposition based on his MMPI-2 scores should bear in mind that he may have personal problems that he did not reveal.

To a great extent, his MMPI-2 scores probably represent an underestimate of his personal problems. This test protocol is therefore not likely to provide much information about his adjustment that would be useful in case determination. Caution should be used in making recommendations in which his psychological adjustment might be critical. More careful evaluation is required to obtain information that does not rely on his cooperation through self-report. If his cooperation can be assured, however, a retesting with the MMPI-2 might be valuable.

# MMPI-2 CLINICAL AND SUPPLEMENTARY SCALES PROFILE



Raw Score:	2	20	24	13	19	10	3	2	10	15	16	20	0	2	7	1
K Correction:	14			11			28	28	6							
T Score (plotted):	59	54	57	52	36	49	59	56	41	39	39	41	36	40	36	42
Non-Gendered T Score:	58	52	55	53		49	58	57	42	38	41	41	38	40	37	42
Response %:	100	100	100	100	100	100	100	100	100	100	100	100	100	100	100	100

Welsh Code: 17 3824/69:05# K'L+/-F:

Profile Elevation: 53.4

[illegible]

## ADDITIONAL SCALES

	Raw Score	T Score	Non-Gendered T Score	Resp %
<b>Personality Psychopathology Five (PSY-5) Scales</b>				
Aggressiveness (AGGR)	6	43	44	100
Psychoticism (PSYC)	2	45	45	100
Disconstraint (DISC)	11	42	47	100
Negative Emotionality/Neuroticism (NEGE)	4	41	40	100
Introversion/Low Positive Emotionality (INTR)	8	43	44	100
<b>Supplementary Scales</b>				
Anxiety (A)	1	37	37	100
Repression (R)	18	56	55	100
Ego Strength (Es)	44	65	67	100
Dominance (Do)	18	55	55	100
Social Responsibility (Re)	24	60	59	100
<b>Harris-Lingoes Subscales</b>				
<b>Depression Subscales</b>				
Subjective Depression (D <sub>1</sub> )	5	45	44	100
Psychomotor Retardation (D <sub>2</sub> )	6	54	53	100
Physical Malfunctioning (D <sub>3</sub> )	3	51	50	100
Mental Dullness (D <sub>4</sub> )	1	43	43	100
Brooding (D <sub>5</sub> )	0	40	39	100
<b>Hysteria Subscales</b>				
Denial of Social Anxiety (Hy <sub>1</sub> )	6	61	62	100
Need for Affection (Hy <sub>2</sub> )	10	63	63	100
Lassitude-Malaise (Hy <sub>3</sub> )	1	43	43	100
Somatic Complaints (Hy <sub>4</sub> )	2	48	46	100
Inhibition of Aggression (Hy <sub>5</sub> )	3	48	47	100
<b>Psychopathic Deviate Subscales</b>				
Familial Discord (Pd <sub>1</sub> )	1	45	44	100
Authority Problems (Pd <sub>2</sub> )	3	47	50	100
Social Imperturbability (Pd <sub>3</sub> )	5	57	58	100
Social Alienation (Pd <sub>4</sub> )	3	45	44	100
Self-Alienation (Pd <sub>5</sub> )	0	34	34	100
<b>Paranoia Subscales</b>				
Persecutory Ideas (Pa <sub>1</sub> )	3	58	58	100
Poignancy (Pa <sub>2</sub> )	0	34	34	100
Naivete (Pa <sub>3</sub> )	7	60	60	100

	Raw Score	T Score	Non-Gendered T Score	Resp %
<b>Schizophrenia Subscales</b>				
Social Alienation (Sc <sub>1</sub> )	1	43	42	100
Emotional Alienation (Sc <sub>2</sub> )	1	50	49	100
Lack of Ego Mastery, Cognitive (Sc <sub>3</sub> )	0	42	42	100
Lack of Ego Mastery, Conative (Sc <sub>4</sub> )	1	44	44	100
Lack of Ego Mastery, Defective Inhibition (Sc <sub>5</sub> )	0	40	40	100
Bizarre Sensory Experiences (Sc <sub>6</sub> )	0	41	41	100
<b>Hypomania Subscales</b>				
Amorality (Ma <sub>1</sub> )	1	42	44	100
Psychomotor Acceleration (Ma <sub>2</sub> )	3	39	39	100
Imperturbability (Ma <sub>3</sub> )	4	53	54	100
Ego Inflation (Ma <sub>4</sub> )	1	37	37	100
<b>Social Introversion Subscales (Ben-Porath, Hostetler, Butcher, &amp; Graham)</b>				
Shyness/Self-Consciousness (Si <sub>1</sub> )	1	39	39	100
Social Avoidance (Si <sub>2</sub> )	0	37	37	100
Alienation--Self and Others (Si <sub>3</sub> )	1	38	38	100
<b>Content Component Scales (Ben-Porath &amp; Sherwood)</b>				
<b>Fears Subscales</b>				
Generalized Fearfulness (FRS <sub>1</sub> )	0	44	43	100
Multiple Fears (FRS <sub>2</sub> )	4	54	50	100
<b>Depression Subscales</b>				
Lack of Drive (DEP <sub>1</sub> )	0	40	40	100
Dysphoria (DEP <sub>2</sub> )	0	42	41	100
Self-Depreciation (DEP <sub>3</sub> )	0	41	41	100
Suicidal Ideation (DEP <sub>4</sub> )	0	45	46	100
<b>Health Concerns Subscales</b>				
Gastrointestinal Symptoms (HEA <sub>1</sub> )	0	44	44	100
Neurological Symptoms (HEA <sub>2</sub> )	0	40	40	100
General Health Concerns (HEA <sub>3</sub> )	1	48	49	100
<b>Bizarre Mentation Subscales</b>				
Psychotic Symptomatology (BIZ <sub>1</sub> )	1	54	54	100
Schizotypal Characteristics (BIZ <sub>2</sub> )	1	47	48	100
<b>Anger Subscales</b>				
Explosive Behavior (ANG <sub>1</sub> )	0	39	39	100
Irritability (ANG <sub>2</sub> )	0	35	35	100
<b>Cynicism Subscales</b>				
Misanthropic Beliefs (CYN <sub>1</sub> )	1	36	37	100
Interpersonal Suspiciousness (CYN <sub>2</sub> )	0	34	35	100

	Non-Gendered		
	Raw Score	T Score	Resp %
Antisocial Practices Subscales			
Antisocial Attitudes (ASP <sub>1</sub> )	1	35	100
Antisocial Behavior (ASP <sub>2</sub> )	0	38	100
Type A Subscales			
Impatience (TPA <sub>1</sub> )	1	39	100
Competitive Drive (TPA <sub>2</sub> )	2	44	100
Low Self-Esteem Subscales			
Self-Doubt (LSE <sub>1</sub> )	0	39	100
Submissiveness (LSE <sub>2</sub> )	0	41	100
Social Discomfort Subscales			
Introversion (SOD <sub>1</sub> )	0	36	100
Shyness (SOD <sub>2</sub> )	1	41	100
Family Problems Subscales			
Family Discord (FAM <sub>1</sub> )	0	35	100
Familial Alienation (FAM <sub>2</sub> )	0	40	100
Negative Treatment Indicators Subscales			
Low Motivation (TRT <sub>1</sub> )	0	42	100
Inability to Disclose (TRT <sub>2</sub> )	0	37	100

Uniform T scores are used for Hs, D, Hy, Pd, Pa, Pt, Sc, Ma, the content scales, the content component scales, and the PSY-5 scales. The remaining scales and subscales use linear T scores.

### End of Report

NOTE: This MMPI-2 interpretation can serve as a useful source of hypotheses about clients. This report is based on objectively derived scale indices and scale interpretations that have been developed with diverse groups of people. The personality descriptions, inferences, and recommendations contained herein need to be verified by other sources of clinical information because individual clients may not fully match the prototype. The information in this report should only be used by a trained and qualified test interpreter. The report was not designed or intended to be provided directly to clients. The information contained in the report is technical and was developed to aid professional interpretation.

This and previous pages of this report contain trade secrets and are not to be released in response to requests under HIPAA (or any other data disclosure law that exempts trade secret information from release). Further, release in response to litigation discovery demands should be made only in accordance with your profession's ethical guidelines and under an appropriate protective order.

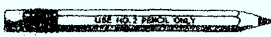
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# DIRECTIONS

- Use a No. 2 pencil only.
- Make solid marks that fill the circle completely.
- Make no stray marks on this form.
- Erase cleanly any marks you wish to change.

Correct

Incorrect

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86	141	196	251	306	361	416	471	526
87	142	197	252	307	362	417	472	527
88	143	198	253	308	363	418	473	528
89	144	199	254	309	364	419	474	529
90	145	200	255	310	365	420	475	530
91	146	201	256	311	366	421	476	531
92	147	202	257	312	367	422	477	532
93	148	203	258	313	368	423	478	533
94	149	204	259	314	369	424	479	534
95	150	205	260	315	370	425	480	535

1	41	96	151	206	261	316	371	426	481	536
2	42	97	152	207	262	317	372	427	482	537
3	43	98	153	208	263	318	373	428	483	538
4	44	99	154	209	264	319	374	429	484	539
5	45	100	155	210	265	320	375	430	485	540
6	46	101	156	211	266	321	376	431	486	541
7	47	102	157	212	267	322	377	432	487	542
8	48	103	158	213	268	323	378	433	488	543
9	49	104	159	214	269	324	379	434	489	544
10	50	105	160	215	270	325	380	435	490	545
11	51	106	161	216	271	326	381	436	491	546
12	52	107	162	217	272	327	382	437	492	547
13	53	108	163	218	273	328	383	438	493	548
14	54	109	164	219	274	329	384	439	494	549
15	55	110	165	220	275	330	385	440	495	550

16	56	111	166	221	276	331	386	441	496	551
17	57	112	167	222	277	332	387	442	497	552
18	58	113	168	223	278	333	388	443	498	553
19	59	114	169	224	279	334	389	444	499	554
20	60	115	170	225	280	335	390	445	500	555
21	61	116	171	226	281	336	391	446	501	556
22	62	117	172	227	282	337	392	447	502	557
23	63	118	173	228	283	338	393	448	503	558
24	64	119	174	229	284	339	394	449	504	559
25	65	120	175	230	285	340	395	450	505	560
26	66	121	176	231	286	341	396	451	506	561
27	67	122	177	232	287	342	397	452	507	562
28	68	123	178	233	288	343	398	453	508	563
29	69	124	179	234	289	344	399	454	509	564
30	70	125	180	235	290	345	400	455	510	565

31	71	126	181	236	291	346	401	456	511	566
32	72	127	182	237	292	347	402	457	512	567
33	73	128	183	238	293	348	403	458	513	
34	74	129	184	239	294	349	404	459	514	
35	75	130	185	240	295	350	405	460	515	
36	76	131	186	241	296	351	406	461	516	
37	77	132	187	242	297	352	407	462	517	
38	78	133	188	243	298	353	408	463	518	
39	79	134	189	244	299	354	409	464	519	
40	80	135	190	245	300	355	410	465	520	

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Attorneys for Defendant and Cross-Complainant CITY OF BURBANK, including the  
POLICE DEPARTMENT OF THE CITY OF BURBANK (erroneously sued as an  
independent entity named “BURBANK POLICE DEPARTMENT”)

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

OMAR RODRIGUEZ; CINDY GUILLEN-  
GOMEZ; STEVE KARAGIOSIAN; ELFE  
G RODRIGUEZ; AND JAMAL CHILDS,

Plaintiffs,

v.

BURBANK POLICE DEPARTMENT; CITY  
OF BURBANK; AND DOES 1 THROUGH  
100, INCLUSIVE,

Defendants.

BURBANK POLICE DEPARTMENT; CITY  
OF BURBANK,

Cross-Complainants,

v.

OMAR RODRIGUEZ, an Individual;

Cross-Defendant.

Case No. BC 414602

Judge: The Honorable Joanne O'Donnell  
Location: 37

STIPULATION FOR PROTECTIVE ORDER  
RE: CONFIDENTIAL INFORMATION  
PRODUCED BY DEFENDANT BURBANK  
TO PLAINTIFF STEVE KARAGIOSIAN  
FOLLOWING IN CAMERA REVIEW;  
[PROPOSED] REFEREE  
RECOMMENDATION; [PROPOSED]  
ORDER

File Date: May 28, 2009  
Trial Date: April 13, 2011 (Plff. Guillen);  
June 8, 2011 (Plff. Karagiosian);  
July 27, 2011 (Plff. O. Rodriguez)

Discovery Referee: Hon. Diane Wayne, Ret.

1 IT IS HEREBY ORDERED AS FOLLOWS:

2 1. This Protective Order applies to and governs the use and disclosure of the  
3 following Confidential Information which the Court ordered Defendant City of Burbank<sup>1</sup>  
4 ("Burbank" or "Defendant") to disclose to Plaintiff Steve Karagiosian ("Karagiosian" or  
5 "Plaintiff"):

6 a. Memorandum from Irma Rodriguez Moisa to Police Chief Tim Stehr and  
7 Chief Assistant City Attorney Juli Scott, dated May 20, 2008.

8 b. Investigative report prepared for City of Burbank and submitted by Sergio  
9 Bent, Esq., dated January 27, 2009.

10 c. Audio recordings of Sergio Bent's interviews with Steve Karagiosian, dated  
11 August 11, 2008, August 26, 2008, and November 25, 2008.

12 2. The term "Confidential Information" shall mean and include the documents listed  
13 in Paragraphs 1(a) through (c) above, any and all portions thereof, and all documents of whatever  
14 kind containing information set forth in or obtained from these documents. Burbank shall mark  
15 any documents produced that constitute or contain Confidential Information with a label  
16 designating them as "Confidential: Subject to Protective Order."

17 3. The term "Action" shall mean *Rodriguez et al. v. Burbank Police Department et*  
18 *al.*, Los Angeles Superior Court Case No. BC 414602.

19 4. The term "Plaintiff" shall mean Steve Karagiosian, a plaintiff in this Action.

20 5. The term "Co-Plaintiffs" shall mean, collectively, Omar Rodriguez, Cindy Guillen-  
21 Gomez, Elfego Rodriguez, and Jamal Childs, co-plaintiffs in this Action.

22 6. Plaintiff's counsel of record in this Action shall use the Confidential Information  
23 solely for the purposes of Plaintiff's litigation in this Action, and shall not disclose any portion of  
24 the Confidential Information to any other person, firm or corporation except:

25 a. Bona fide employees of counsel's law offices, and then only to the extent  
26 necessary to enable said persons to assist in Plaintiff's litigation of this Action;

27 <sup>1</sup> Including the Police Department of the City of Burbank (erroneously sued as an independent  
28 entity named "Burbank Police Department").

- 1                   b. Plaintiff, to the extent necessary for the prosecution of Plaintiff's claims in this  
2                   Action;
- 3                   c. Bona fide expert witnesses employed by Plaintiff in this Action, to the extent  
4                   necessary to render an expert opinion in connection with Plaintiff's claims in  
5                   this Action;
- 6                   d. Court reporters, to the extent necessary to take or transcribe testimony in  
7                   connection with Plaintiff's claims in this Action; and
- 8                   e. The Court, to the extent necessary for a motion or other matter pending before  
9                   the Court in connection with Plaintiff's claims in this Action.

10           7.       Plaintiff's counsel of record in this Action alone will retain the Confidential  
11 Information and at no time may a copy of any Confidential Information be made for or provided to  
12 the persons described in Paragraphs 6(a) and (b) above. Copies of Confidential Information may  
13 be made for and provided to Plaintiff's designated experts in this Action, Oliver "Lee" Drummond  
14 and R. William Mathis, Ph.D., pursuant to Paragraph 6(c) above, provided Mr. Drummond and  
15 Dr. Mathis sign the Protective Order and agree to be bound by its terms. Copies of Confidential  
16 Information provided to court reporters and/or the Court pursuant to Paragraphs 6(d) or (e) above  
17 shall be governed by and handled in accordance with Paragraph 9 below. At no time and under no  
18 circumstances may Confidential Information be disclosed or provided to any person not listed in  
19 Paragraph 6 above, or to any Co-Plaintiffs or any other party to litigation with the City (other than  
20 Plaintiff) or his/her agents or representatives, even if they fall within the categories delineated in  
21 Paragraph 6 above (such as if a party to another lawsuit becomes employed at Plaintiff's counsel's  
22 office or is a purported expert for Plaintiff).

23           8.       All persons described in Paragraphs 6(a) through (e) above shall not disclose any  
24 portion of the Confidential Information and shall not use any information obtained therefrom  
25 except in conformance with this Protective Order and for purposes of Plaintiff's litigation in this  
26 Action. Any party who discloses Confidential Information to any person described in Paragraphs  
27 6(a) through (d) shall advise such person that said matters constitute Confidential Information  
28 which may be used only for the litigation of this Action, and shall, prior to disclosure of the



1 Confidential Information, have such person execute a written Understanding and Agreement to be  
2 bound by this Stipulation for Protective Order in the form attached hereto as Exhibit 1.

3 9. Any deposition testimony that encompasses or concerns Confidential Information  
4 shall be transcribed in a separate booklet that is marked on its cover "Confidential: Do Not  
5 Disclose Except By Court Order." Any document that contains Confidential Information that is  
6 marked as an exhibit at a deposition shall be bound in the separate booklet marked "Confidential:  
7 Do Not Disclose Except By Court Order." Deposition transcripts containing Confidential  
8 Information and bearing this marking shall not be disclosed except as provided in Paragraph 6  
9 above. In addition, any documents containing Confidential Information that are submitted to the  
10 Court shall be filed or lodged in a sealed envelope marked "Confidential: Subject to Protective  
11 Order."

12 10. Plaintiff's counsel are directed to retain all copies of documents, notes, or  
13 summaries containing Confidential Information in their custody, possession and control and to  
14 take the necessary precautions to prevent persons not authorized above from obtaining access to  
15 any such Confidential Information.

16 11. Production of the Confidential Information protected by this Protective Order shall  
17 not constitute a waiver of any privilege or confidentiality or privacy right. The parties retain the  
18 right to assert all substantive objections to the Confidential Information, including but not limited  
19 to relevancy, hearsay, privacy, and privilege.

20 12. At the conclusion of this action, all documents containing Confidential  
21 Information, all copies and extracts thereof, with the exception of those documents affected by the  
22 attorney work-product doctrine or attorney-client privilege, shall be returned to counsel for  
23 Burbank. As to those documents protected by the attorney work-product doctrine or attorney-  
24 client privilege, Plaintiff and his counsel agree that any and all such documents shall either be  
25 redacted and returned to Burbank or shall be destroyed.

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Dated: LAW OFFICES OF RHEUBAN & GRESEN  
Solomon E. Gresen

By: \_\_\_\_\_  
Solomon E. Gresen  
Attorneys for Plaintiffs OMAR  
RODRIGUEZ; CINDY GUILLEN-  
GOMEZ; STEVE KARAGIOSIAN;  
ELFEGO RODRIGUEZ; AND JAMAL  
CHILDS

Dated: MITCHELL SILBERBERG & KNUPP LLP  
Lawrence A. Michaels  
Veronica von Grabow

By: \_\_\_\_\_  
Lawrence A. Michaels  
Attorneys for Defendants and  
Cross-Complainant CITY OF BURBANK,  
including the POLICE DEPARTMENT OF  
THE CITY OF BURBANK (erroneously  
sued as an independent entity named  
"BURBANK POLICE DEPARTMENT")

I, Oliver "Lee" Drummond, have read and understand the foregoing Stipulation For  
Protective Order Re: Confidential Information Produced By Defendant Following In Camera  
Review and agree to be bound by its terms.

Dated: OLIVER "LEE" DRUMMOND

\_\_\_\_\_

I, R. William Mathis, PH.D., have read and understand the foregoing Stipulation For  
Protective Order Re: Confidential Information Produced By Defendant Following In Camera  
Review and agree to be bound by its terms.

Dated: R. WILLIAM MATHIS, PH.D.

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The Hon. DIANE WAYNE, Retired

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By: \_\_\_\_\_

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**EXHIBIT 1**  
**UNDERSTANDING AND AGREEMENT PURSUANT**  
**TO PROTECTIVE ORDER**

I have read the Stipulation for Protective Order in *Rodriguez et al. v. Burbank Police Department et al.*, Los Angeles Superior Court Case No. BC 414602. I understand the Protective Order and agree to be bound by its terms.

Dated: 2-23-12

William Mathis, Esq.  
(Print Name)

  
(Signature)

## Solomon Gresen

---

**From:** Solomon Gresen  
**Sent:** Friday, February 24, 2012 5:18 PM  
**To:** 'Michaels, Larry'; Philip L. Reznik (preznik@brgslaw.com)  
**Cc:** Corey Hayden; Steven Rheuban  
**Subject:** Mathis Testing and Report  
**Attachments:** Email from Dr. Mathis.pdf; MMPI-2.pdf; Protective Order.pdf

Mr. Michaels and Mr. Resnick,

Dr. Mathis has returned from his vacation, and has provided me with his raw test data and report. Copies are attached.

Also, please find a copy of the protective order executed by Dr. Mathis.

Solomon E. Gresen, Esq.  
LAW OFFICES OF RHEUBAN & GRESEN  
15910 Ventura Boulevard, Suite 1610  
Encino, California 91436  
tel: 818.815.2727  
fax: 818.815.2737  
[seg@rglawyers.com](mailto:seg@rglawyers.com)  
[www.rglawyers.com](http://www.rglawyers.com)

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This message/attachments are confidential to the user of the e-mail to which it was addressed & may be privileged. If you are not the addressee do not copy, forward, disclose or use any part of the message/attachments. If you've received this message in error, notify the sender immediately by phone or e-mail & then delete it. Internet communications aren't guaranteed to be secure/error-free as e-mail could be intercepted, corrupted, lost, late or contain viruses. The sender does not accept liability for any errors or omissions in the context of this message. Any opinions contained in this message are those of the author and are not given or endorsed by Rheuban & Gresen through which this message is sent unless otherwise clearly indicated in this message and the authority of the author to so bind Rheuban & Gresen is duly verified.

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

3 I am employed in the County of Los Angeles. I am over the age of eighteen and am not a  
4 party to the within action. My business address is 15910 Ventura Boulevard, Suite 1610, Encino,  
California 91436.

5 On March 16, 2012, I served a copy of the following documents described as **PLAINTIFF'S**  
6 **OPPOSITION TO DEFENDANT'S MOTION IN LIMINE NO. 12 TO EXCLUDE**  
7 **TESTIMONY OF R. WILLIAM MATHIS; DECLARATION OF SOLOMON E. GRESEN** on  
the interested parties, through their respective attorneys of record in this action by placing a true copy  
thereof enclosed in sealed envelopes addressed as follows:

8 Lawrence A. Michaels  
9 Mitchell Silberberg & Knupp LLP  
10 11377 West Olympic Boulevard  
Los Angeles, CA 90064-1683  
Email: LAM@msk.com

Linda Miller Savitt, Esq.  
Ballard Rosenberg Golper & Savitt, LLP  
500 North Brand Boulevard, Twentieth Floor  
Glendale, California 91203  
Email: lsavitt@brgslaw.com

11 Carol Ann Humiston  
12 Senior Assistant City Attorney  
13 Office of the City Attorney  
275 East Olive Avenue  
Burbank, California 91510-6459  
14 Email: chumiston@ci.burbank.ca.us

Robert Tyson, Esq.  
Burke, Williams & Sorensen, LLP  
444 South Flower Street, Suite 2400  
Los Angeles, California 90071  
Email: Rtyson@bwslaw.com

15 XX **BY OVERNIGHT DELIVERY:** I enclosed the documents in an envelope or package  
16 provided by an overnight delivery carrier and addressed as above. I placed the envelope or  
17 package for collection and overnight delivery at an office or a regularly utilized drop box of  
the overnight delivery carrier.

18 XX **BY E-MAIL OR ELECTRONIC TRANSMISSION:** Based on a court order or an  
19 agreement of the parties to accept service by e-mail or electronic transmission, I caused the  
20 documents to be sent to the person(s) at the e-mail address listed above. My electronic  
notification address is ag@rglawyers.com. I did not receive, within a reasonable time after  
the transmission, any electronic message or other indication that the transmission was  
unsuccessful.

21 XX **STATE:** I declare under penalty of perjury under the laws of the State of California that the  
22 above is true and correct.

23 Executed on March 16, 2012, at Encino, California.

24  
25 Annette Goldstein